

FOR PCT  
NATIONAL PHASE  
ORIGINAL  
DECLARATION

Rec'd PCT/PTO 15 NOV 2005  
10/527047  
RULE 63 (37 C.F.R. 1.63)  
DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED METAL IMPLANT COATED WITH OSTEOINDUCTIVE PROTEINS AND METHODS FOR ITS MANUFACTURE, the specification of which was filed as U.S. Application Serial No. 10/527,047 on March 7, 2005.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56. Except as noted below, I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International Application which designated at least one other country than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International Application, filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing date of this application:

PRIOR FOREIGN APPLICATION(S)

Number	Country	Filed	Date First Laid Open Or Published	Date Patented or Granted	Priority Claimed
02020403.8	EP	September 10, 2002			Yes

Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(a) or 120 and/or 365(c) of the indicated United States applications listed below and PCT international applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications. I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of each such prior application and the national or PCT international filing date of this application:

PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S)

Application Number	Filed	Status pending, abandoned, patented	Priority Claimed
PCT/EPO3/007439	July 9, 2003	Pending	Yes

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint Pillsbury Winthrop Shaw Pittman LLP, Intellectual Property Group, (to whom all communications are to be directed), and persons of that firm who are associated with USPTO Customer No. 27500 individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete from that Customer No. names of persons no longer with their firm, to add new persons of their Firm to that Customer No., and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or an attorney of that Firm in writing to the contrary.

Power of Attorney to Customer Number

27500

INVENTOR'S SIGNATURE: *Klaus Hellerbrand*Date: *November 9, 2005*

Name	Klaus	First	Middle Initial	Family Name
Residence	Geltendorf	DE	DE	DE
Mailing Address	Sonnenstrasse 5,, Geltendorf 82269, DE			

INVENTOR'S SIGNATURE: *N. Beauparc*Date: *November 7, 2005*

Name	Nicola	First	Middle Initial	Family Name
Residence	Munchen	DE	DE	DE
Mailing Address	Romanstrasse 17,, Munchen 80639, DE			

BEST AVAILABLE COPY

INVENTOR'S SIGNATURE:

*U. Kohnert*

Date:

*November 7, 2005* *Kohnert*

Name	<i>Ulrich</i>	<i>November 7, 2005</i> <i>Kohnert</i>		
		First	Middle Initial	Family Name
Residence	<i>Habach</i>	DE	<i>DT</i>	DE
		City	State/Foreign Country	Country of Citizenship
Mailing Address	<i>Am Berggraben 7., Habach 82392, DE</i>			

Atty. Dkt. No. 009848-0314856

BEST AVAILABLE COPY